

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, MARCH 11, 2020

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COMMONWEALTH OF VIRGINIA, *ex rel.*

STATE CORPORATION COMMISSION

v.

CASE NO. INS-2020-00025

ANTHEM HEALTH PLANS OF VIRGINIA, INC.,
and
HEALTHKEEPERS, INC.
Defendants

SETTLEMENT ORDER

Based on a targeted market analysis inquiry conducted by the Bureau of Insurance ("Bureau"), it is alleged that Anthem Health Plans of Virginia, Inc., and HealthKeepers, Inc. (collectively, the "Defendants"), duly licensed by the State Corporation Commission ("Commission") to transact the business of insurance in the Commonwealth of Virginia ("Virginia"), in certain instances violated § 38.2-1318 C of the Code of Virginia ("Code") by failing to provide Commission examiners with access to records relevant to the examination; §§ 38.2-3407.15 B 5 c, 38.2-3407.15 B 6, 38.2-3407.15:2 B 1, 38.2-3407.15:2 B 2, 38.2-3407.15:2 B 3, 38.2-3407.15:2 B 4, 38.2-3407.15:2 B 5, 38.2- 3407.15:2 B 6, 38.2-3407.15:2 B 7, 38.2-3407.15:2 B 8, 38.2-3407.15:2 B 9, 38.2-3407.15:2 B 10, 38.2- 3407.15:2 B 11, and 38.2-3407.15:2 B 12 of the Code by failing to demonstrate ethics and fairness in carrier business practices and by failing to include required provisions in provider and carrier contracts.

The Commission is authorized by §§ 38.2-218, 38.2-219, 38.2-1040, and 38.2-4316 of the Code to impose certain monetary penalties, issue cease and desist orders, and suspend or

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revoke a defendant's license upon a finding by the Commission, after notice and opportunity to be heard, that a defendant has committed the aforesaid alleged violations.

The Defendants have been advised of the right to a hearing in this matter whereupon the Defendants, without admitting or denying any violation of Virginia law, have made an offer of settlement to the Commission wherein the Defendants have agreed to comply with the corrective action plans outlined in correspondence dated September 19, 2019; have tendered to the Treasurer of Virginia the sum of Twenty-seven Thousand Dollars (\$27,000); and have waived the right to a hearing.

The Bureau has recommended that the Commission accept the offer of settlement of the Defendants pursuant to the authority granted the Commission in § 12.1-15 of the Code.

NOW THE COMMISSION, having considered the record herein, the offer of settlement of the Defendants, and the recommendation of the Bureau, is of the opinion that the Defendants' offer should be accepted.

Accordingly, IT IS ORDERED THAT:

- (1) The offer of the Defendants in settlement of the matter set forth herein is hereby accepted.
- (2) This case is dismissed, and the papers herein shall be placed in the file for ended causes.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Kimberly J. Stevens, Regional Compliance Director, Virginia, Anthem Health Plans of Virginia, Inc., HealthKeepers, Inc., 2015 Staples Mill Road, Richmond, Virginia 23230; and a copy shall be delivered to the Commission's Office of General Counsel and the Bureau of Insurance in care of Deputy Commissioner Julie S. Blauvelt.